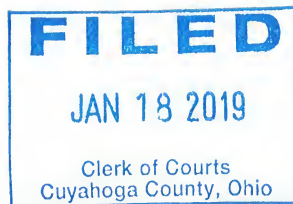


**Cuyahoga County Court of Common Pleas  
Criminal Court Division**

<p style="text-align: center;">State of Ohio,  Plaintiff  VS.  Emily McNeeley Kenneth V. Mills,  Douglas M. Dykes  Defendants</p>	<p style="text-align: center;">A True Bill Indictment For  Telecommunications Fraud - F1 §2913.05(A)  28 Additional Count(s)</p>	
<b>Dates of Offense (on or about)</b> 03/16/2016 to 07/27/2018	<b>The Term Of</b> October of 2018	<b>Case Number</b> 636461-19-CR

The State of Ohio,     }  
Cuyahoga County        } ss.

<b>Count 1</b>	<b>Telecommunications Fraud - F1</b> §2913.05(A)
<b>Defendants</b>	Emily McNeeley
<b>Date of Offense</b>	On or about September 19, 2016
<p><i>The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully</i></p> <p>having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud.</p> <p>FURTHERMORE, and the value of the benefit obtained by the offender or of the detriment to the victim of the fraud is one million dollars or more.</p> <p><i>The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.</i></p>	



\_\_\_\_\_  
Foreperson of the Grand Jury

\_\_\_\_\_  
Prosecuting Attorney

**Count 2**            **Tampering with Records - F3**  
                         §2913.42(A)(1)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about September 19, 2016

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing she had no privilege to do so, and with purpose to defraud or knowing she was facilitating a fraud on Cuyahoga County, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: September 19, 2016 Cuyahoga County Budget and Finance Committee Hearing Recording, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 3**            **Falsification - M1**  
                         §2921.13(A)(1)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about September 19, 2016

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made in any official proceeding.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

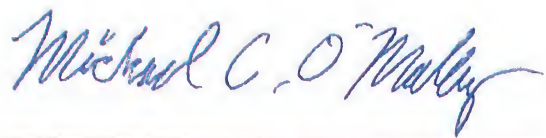
**Count 4**            **Falsification - M1**  
                         §2921.13(A)(3)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about September 19, 2016

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to mislead a public official in performing the public official's official function.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

  
Foreperson of the Grand Jury

  
Prosecuting Attorney

**Count 5** Having An Unlawful Interest In A Public Contract - F4  
§2921.42(A)(1)

**Defendants** Emily McNeeley

**Date of Offense** On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly authorize or employ the authority or influence of her office to secure authorization of any public contract in which she, a member of her family, or any of her business associates had an interest.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 6** Having An Unlawful Interest In A Public Contract - M1  
§2921.42(A)(4)

**Defendants** Emily McNeeley

**Date of Offense** On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly have an interest in the profits or benefits of a public contract entered into by or for the use of the political subdivision or governmental agency or instrumentality with which she was connected.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 7** Public official or employee's unlawful influence - M1  
§0102.03(D)

**Defendants** Emily McNeeley

**Date of Offense** On or about March 16, 2016 to February 22, 2018

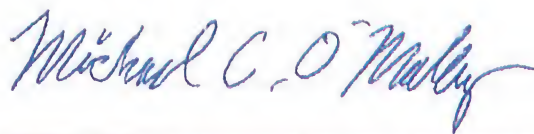
*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney



**Count 8**            **Having An Unlawful Interest In A Public Contract - F4**  
                         §2921.42(A)(1)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly authorize or employ the authority or influence of her office to secure authorization of any public contract in which she, a member of her family, or any of her business associates had an interest.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 9**            **Having An Unlawful Interest In A Public Contract - M1**  
                         §2921.42(A)(4)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly have an interest in the profits or benefits of a public contract entered into by or for the use of the political subdivision or governmental agency or instrumentality with which she was connected.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 10**           **Public official or employee's unlawful influence - M1**  
                         §0102.03(D)  
**Defendants**        Emily McNeeley  
**Date of Offense**   On or about March 16, 2016 to February 22, 2018

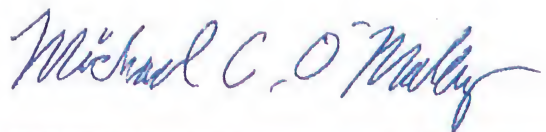
*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count 11**            **Having An Unlawful Interest In A Public Contract - F4**  
§2921.42(A)(1)

**Defendants**        Emily McNeeley

**Date of Offense**   On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly authorize or employ the authority or influence of her office to secure authorization of any public contract in which she, a member of her family, or any of her business associates had an interest.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 12**            **Having An Unlawful Interest In A Public Contract - M1**  
§2921.42(A)(4)

**Defendants**        Emily McNeeley

**Date of Offense**   On or about March 16, 2016 to February 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly have an interest in the profits or benefits of a public contract entered into by or for the use of the political subdivision or governmental agency or instrumentality with which she was connected.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 13**            **Public official or employee's unlawful influence - M1**  
§0102.03(D)

**Defendants**        Emily McNeeley

**Date of Offense**   On or about March 16, 2016 to February 22, 2018

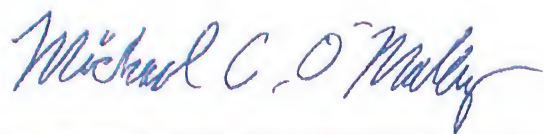
*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count 14** Having An Unlawful Interest In A Public Contract - F4  
§2921.42(A)(1)  
**Defendants** Emily McNeeley  
**Date of Offense** On or about April 13, 2017 to July 27, 2017

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly authorize or employ the authority or influence of her office to secure authorization of any public contract in which she, a member of her family, or any of her business associates had an interest.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 15** Having An Unlawful Interest In A Public Contract - M1  
§2921.42(A)(4)  
**Defendants** Emily McNeeley  
**Date of Offense** On or about April 13, 2017 to July 27, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did while being a public official knowingly have an interest in the profits or benefits of a public contract entered into by or for the use of the political subdivision or governmental agency or instrumentality with which she was connected.


*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 16** Public official or employee's unlawful influence - M1  
§0102.03(D)  
**Defendants** Emily McNeeley  
**Date of Offense** On or about April 13, 2017 to July 27, 2017

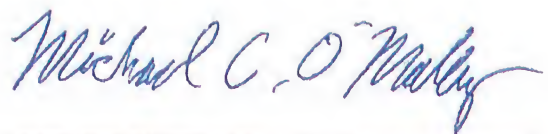
*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a public official or employee, did recklessly use or authorize the use of the authority or influence of office or employment to secure something of value or the promise or offer of something of value that is of such a character as to manifest a substantial and improper influence upon a public official or employee with respect to that person's duties..

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney



**Count 17** Public official or employee's unlawful influence - M1  
§0102.03(B)  
**Defendants** Emily McNeeley  
**Date of Offense** On or about January 13, 2017

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

, a present or former public official or employee, did disclose or use, without appropriate authorization, information acquired by her in the course of her official duties that was confidential because of statutory provisions, or that was clearly designated to Emily McNeeley as confidential when the confidential designation was warranted because of the status of the proceedings or the circumstances under which the information was received and preserving its confidentiality was necessary to the proper conduct of government business.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 18** Tampering with Records - F3  
§2913.42(A)(1)  
**Defendants** Kenneth V. Mills  
**Date of Offense** On or about May 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing she was facilitating a fraud on Cuyahoga County, falsify, destroy, remove, conceal, alter, deface, or mutilate any writing, computer software, data, or record, to wit: Cuyahoga County, and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

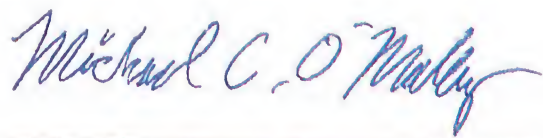
**Count 19** Telecommunications Fraud - F5  
§2913.05(A)  
**Defendants** Kenneth V. Mills  
**Date of Offense** On or about May 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

having devised a scheme to defraud, did knowingly disseminate, transmit, or caused to be disseminated or transmitted by means of wire, radio, satellite, telecommunication, telecommunications device, or telecommunication services any writing, data, sign, signal, picture, sound, image with purpose to execute or otherwise further the scheme to defraud.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

  
Foreperson of the Grand Jury

  
Prosecuting Attorney

**Count 20**      **Falsification - M1**  
                  §2921.13(A)(1)  
**Defendants**     Kenneth V. Mills  
**Date of Offense** On or about May 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made in any official proceeding.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 21**      **Falsification - M1**  
                  §2921.13(A)(3)  
**Defendants**     Kenneth V. Mills  
**Date of Offense** On or about May 22, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to mislead a public official in performing the public official's official function.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 22**      **Obstructing Official Business - M2**  
                  §2921.31(A)  
**Defendants**     Kenneth V. Mills  
**Date of Offense** On or about July 2, 2018

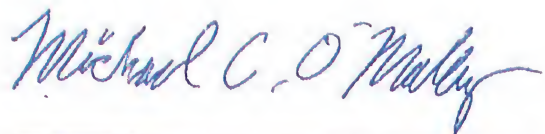
*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, without privilege to do so and with purpose to prevent, obstruct, or delay the performance by a public official of any authorized act within the public official's official capacity, an act that hampered or impeded a public official in the performance of the public official's lawful duties.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney



**Count 23**            **Falsification - M1**  
                         §2921.13(A)(1)  
**Defendants**        Kenneth V. Mills  
**Date of Offense**   On or about July 2, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made in any official proceeding.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 24**            **Falsification - M1**  
                         §2921.13(A)(3)  
**Defendants**        Kenneth V. Mills  
**Date of Offense**   On or about July 2, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to mislead a public official in performing the public official's official function.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

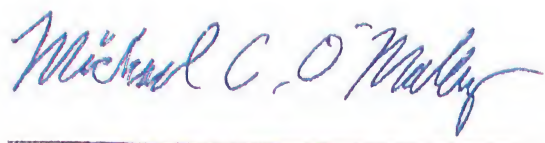
**Count 25**            **Obstructing Official Business - M2**  
                         §2921.31(A)  
**Defendants**        Kenneth V. Mills  
**Date of Offense**   On or about July 2, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, without privilege to do so and with purpose to prevent, obstruct, or delay the performance by a public official of any authorized act within the public official's official capacity, an act that hampered or impeded a public official in the performance of the public official's lawful duties.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

  
Foreperson of the Grand Jury

  
Prosecuting Attorney

**Count 26**            **Theft In Office - F3**  
                         §2921.41(A)(1)  
**Defendants**        Douglas M. Dykes  
**Date of Offense**   On or about July 24, 2017 to September 22, 2017

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, while being a public or party official, commit a theft offense, as defined in division (K) of section 2913.01 of the Revised Code, when the offender used the offender's office in aid of committing the offense or permitted or assented to its use in aid of committing the offense and the value of property or services stolen was seven thousand five hundred dollars or more.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count 27**            **Tampering with Records - F3**  
                         §2913.42(A)(2)  
**Defendants**        Douglas M. Dykes  
**Date of Offense**   On or about July 24, 2017

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, knowing he had no privilege to do so, and with purpose to defraud or knowing he was facilitating a fraud on Cuyahoga County, utter a writing or record, to wit: Revised Offer Letter of Employment to James Hay converting \$13,500 moving expenses allowance into a \$15,000 signing bonus, knowing it to have been tampered with as provided in division (A)(1) of this section and the writing, data, computer software, or record was kept by or belonged to a local, state, or federal governmental entity.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

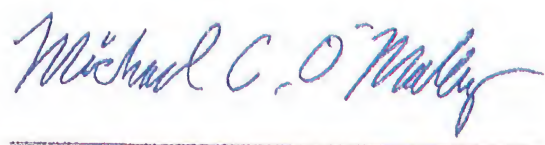
**Count 28**            **Obstructing Official Business - M2**  
                         §2921.31(A)  
**Defendants**        Douglas M. Dykes  
**Date of Offense**   On or about March 2, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, without privilege to do so and with purpose to prevent, obstruct, or delay the performance by a public official of any authorized act within the public official's official capacity, an act that hampered or impeded a public official in the performance of the public official's lawful duties.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

  
Foreperson of the Grand Jury

  
Prosecuting Attorney


**Count 29**      **Falsification - MI**  
                 §2921.13(A)(3)  
**Defendants**      Douglas M. Dykes  
**Date of Offense**      On or about March 2, 2018

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did knowingly make a false statement, or knowingly swear or affirm the truth of a false statement previously made, when the statement was made with purpose to mislead a public official in performing the public official's official function.

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

  
Foreperson of the Grand Jury

  
Prosecuting Attorney